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UNITED STATES BANKRUPTCY COURT**DISTRICT OF NEVADA**

In re:
 USA COMMERCIAL MORTGAGE COMPANY,
 Debtor.

Case Nos. BK-S-06-10725 LBR

Case Nos. BK-S-06-10726 LBR

Case Nos. BK-S-06-10727 LBR

In re:
 USA CAPITAL REALTY ADVISORS, LLC,
 Debtor.

Case Nos. BK-S-06-10728 LBR

Case Nos. BK-S-06-10729 LBR

In re:
 USA CAPITAL DIVERSIFIED TRUST DEED FUND,
 LLC,
 Debtor.

Chapter 11

In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 Debtor.

**EX PARTE APPLICATION FOR
 ORDER SHORTENING TIME TO
 HEAR SECOND JOINT MOTION FOR
 ORDER FOR IMPLEMENTATION OF
 CONFIRMED PLAN (AFFECTS ALL
 DEBTORS)**

In re:
 USA SECURITIES, LLC,
 Debtor.

Affects:

- ☒ All Debtors
☐ USA Commercial Mortgage Company
☐ USA Securities, LLC
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA First Trust Deed Fund, LLC

Date: OST Requested for March 1, 2007
Time: OST Requested for 9:30 a.m.

Debtors USA Commercial Mortgage Company ("USACM"), USA Capital First Trust Deed Fund ("FTDF"), USA Capital Diversified Trust Deed Fund, LLC ("DTDF"), USA Capital Realty Advisors, LLC ("USA Realty"), and USA Securities, LLC ("USA Securities") (collectively, the "Debtors"), and the Official Unsecured Creditors' Committee for USA Commercial Mortgage Company ("USACM Committee"), the Official Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC ("FTDF Committee"), the Official Committee of Equity Security Holders of USA Capital Diversified Trust Deed Fund, LLC ("DTDF Committee") and the Official Committee of Holders of Executory Contracts Rights through USA Commercial Mortgage Company ("Direct Lenders Committee") (collectively, the "Committees" and collectively with the Debtors, the "Movants"), by and through their counsel, hereby files this Application For An Order Shortening Time To Hear Second Joint Motion For Order For Implementation of Confirmed Plan and in support thereof states as follows:

1. A Second Joint Motion For Order For Implementation of Confirmed Plan (the "Motion") has been filed. In order to implement the Plan, the Movants seek an order of the Court pursuant to Section 1142(b) of the Bankruptcy Code clarifying certain aspects of the wind down process, as detailed in the Motion, such as the payment of the professionals needed to accomplish the wind down, the setting of certain reserves, and the handling of certain miscellaneous issues that may remain outstanding after the Effective Date. In addition, the Movants request authority related to the servicing of loans by the USACM Trust and the Post-Effective Date DTDF after the Effective Date.

2. Notice can be shortened pursuant to Bankruptcy Rule 9006(c)(1) and LR 9006(a).

3. The Motion seeks to provide technical provisions which allow the Debtors and the Committees and their professionals to do all the things necessary to implement the Plan. It

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eliminates certain gaps in standing and authority, such as, authority to prepare and file 2006 US Income Tax Returns, to hold and distribute non-Trust cash to administrative and priority creditors, and authorize the USACM Trust and Post-Effective Date DTDF to prosecute the objections to claims and litigation commenced by the Debtors and handle appeals. In order for there to be no gap after the Effective Date, this Motion is requested to be heard on shortened time on March 1, 2007.

DATED this 22nd day of February, 2007.

/s/ Jeanette E. McPherson
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No Opposition

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Copy of the foregoing motion
served by e-mail and U.S. Mail
February 13, 2007 on:

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